

**IN THE UNITED STATES DISTRICT COURT  
MIDDLE DISTRICT OF ALABAMA  
EASTERN DIVISION**

**ELLEN T. FLOWERS,**

**Plaintiff,**

**VS.**

**ALLSTATE INDEMNITY COMPANY,**

### Defendants.

**CASE NO.: CV 3:06-552-SRW**

## REPORT OF PARTIES' PLANNING MEETING

1. Pursuant to Fed.R. Civ. P. 26(f), a meeting was held by telephone, at Huie, Fernambucq & Stewart, L.L.P. and was attended by:

Mary Bishop Roberson on behalf of Plaintiff, Ellen T. Flowers.

Thomas E. Bazemore, III on behalf of Defendants Allstate Indemnity Company.

2. **PRETRIAL DISCOVERY DISCLOSURES:** The parties will exchange by September 1, 2006 the information required by Rule 26.1(a)(1).

3. **DISCOVERY PLAN.** The parties jointly propose to the Court the following discovery plan:

Discovery will be needed on the following subject:

Plaintiff: The basis of denial and Defendant investigation of this claim.

Defendant: The basis for Plaintiff's claims and any alleged damages.

All discovery commenced in time to be completed by **April 1, 2007**.

Maximum of 30 interrogatories by each party to any other party. Responses due 30 days after service.

Maximum of 25 request for admissions by each party to any other party. Responses due 30 days after service.

Maximum of 4 depositions for Plaintiff and 4 depositions for Defendants.

Reports from retained experts under Rule 26(a)(2) shall be due from the Plaintiff on or before **November 1, 2006** with Plaintiff's experts to be deposed before **December 1, 2006**.

Reports from Defendants' experts under Rule 26(a)(2) shall be due on or before **January 1, 2007** with Defendants' experts to be deposed on or before **February 1, 2007**. Supplementations under Rule 26(e) due **February 15, 2006**.

4. **OTHER ITEMS:**

The parties do not request a conference with the Court before entry of the Scheduling Order.

Plaintiff should be allowed until **October 1, 2006** to add additional parties and to amend pleadings. Defendants should be allowed until **October 15, 2006** to join additional parties and to amend pleadings.

All dispositive motions should be filed by **March 1, 2007**.

Settlement cannot be realistically evaluated prior the close of discovery.

The parties request a final pretrial conference **April 2007**..

Final lists of trial evidence under Rule 26(a)(3) should be due:

From Plaintiff and Defendant 20 days before trial; exhibits 20 days before trial.

The parties should have 7 days after service of final lists of trial evidence to list objections under Rule 26(a)(3).

The case should be ready for trial **May 2007**. Expected length of trial is 3 days.

Respectfully submitted

s/Thomas E. Bazemore, III

s/Gordon J. Brady, III

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